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JRW

Attorney Docket No. S-21043B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: LEBEL
APPLICATION NO: 09/901,737
FILED: 07/09/2001
TITLE: TRANSGENIC PLANTS
EXPRESSING A CELLULASE

CONFIRMATION NO: 1621
EXAMINER: KUBELIK, Anne R.
GROUP ART UNIT: 1638

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

(37 CFR 1.121)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In the Notice of Non-Compliant Amendment mailed on January 28, 2005, it was determined that the amendment document filed on November 15, 2004 was considered non-compliant because it failed to meet the requirements of 37 CFR 1.121.

In response, Applicant resubmits the entire "Amendments to the claims" section of applicant's amendment document filed on November 15, 2004. Each claim now matches the previous claims. Applicant also resubmits Corrected Drawing Fig. 1. The drawing is now properly identified in the top margin as required by 37 CFR 1.121(d).

It is believed that no fee is due with this submission. However, if the Commissioner determines that a fee is necessary, the Commissioner is authorized to charge such fees to Deposit Account No. 50-1744 in the name of Syngenta Biotechnology, Inc.

The Examiner is invited to telephone the undersigned attorney if any questions or concerns arise during examination of the pending claims.

Respectfully submitted,



Mary Kakefuda
Attorney for Applicants
Registration No. 45,085
Telephone: 919-765-5071

Date: February 1, 2005